

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JOHN BERMAN,

No. C 12-03869 WHA

Plaintiff,

v.

**ORDER GRANTING
REQUESTED DISMISSAL**

SUPERIOR COURT OF STATE OF
CALIFORNIA, and OPENTV CORP.,

Defendants.

Pro se plaintiff has requested "dismissal of the Complaint" (Dkt. No. 22). Because defendant OpenTV Corporation has already filed an answer (without any counterclaims), a Court order is required for dismissal. FRCP 41(a). Plaintiff's request is granted, and this action is **DISMISSED WITHOUT PREJUDICE**. The clerk shall close the file.

IT IS SO ORDERED.

Dated: August 23, 2012.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE